

# **Metropolitan Water Reclamation District of Greater Chicago**

100 East Erie Street  
Chicago, IL 60611



## **Regular Board Meeting Minutes**

**Thursday, September 17, 2009**

**10:00 AM**

**Board Room**

### **Board of Commissioners**

*Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance  
Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen  
Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore,  
Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien*

#### **THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:**

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

## Call Meeting to Order

President Terrence J. O'Brien presiding, called the meeting to order at 10:00 a.m.

## Roll Call

**Present:** 9 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; and Terrence J. O'Brien

## Approval of Previous Board Meeting Minutes

A motion was made by Gloria Alitto Majewski, seconded by Debra Shore, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

## Recess and Reconvene as Board of Commissioners

At 10:35 President O'Brien reconvened the regular board meeting to order

## Finance Committee

### Report

- 1     [09-1306](#)     Report on investments purchased during August 2009

**Attachments:**     [Inv Purch 2009-08 att.pdf](#)

Published and Filed

## Procurement Committee

### Report

- 2     [09-1272](#)     Report of bid opening of Tuesday, September 1, 2009

Published and Filed

### Authorization

- 3     [09-1291](#)     Authorization to amend Board Order of July 9, 2009, regarding authority to advertise Contract 10-427-11 Semi-Annual Inspection, Repairing, Recharging, and Hydrostatic Pressure Testing of Various Fire Suppression Systems District-Wide for a Period of Three Years, estimated cost \$350,000.00, Account 101-15000-612780, Requisition 1275727, Agenda Item No. 24, File No. 09-1007

Approved

**Issue Purchase Order**

- 4      [09-1300](#)      Issue purchase order for contract 09-445-11, Provide Microsoft Operating System Training to the MWRDGC, to 42 North Group, Inc., d/b/a Microtrain, in an amount not to exceed \$29,950.00, Account 101-27000-601100, Requisition 1275184  
**Approved**
- 5      [09-1307](#)      Issue purchase order and enter into an agreement with TIDAL Software, Inc. for the license renewal of Horizon and Transaction Analyzer software, in an amount not to exceed \$18,009.00, Account 101-27000-612820, Requisition 1285055  
**Approved**
- 6      [09-1308](#)      Issue purchase order for Contract 09-726-11, Furnish and Deliver Instrumentation to the North Side Water Reclamation Plant, to Insite Instrumentation Group, Inc., in an amount not to exceed \$49,100.00, Account 101-67000-623070, Requisition 1273268  
**Approved**
- 7      [09-1317](#)      Issue purchase order for Contract 09-739-11, Furnish and Deliver UPS Units to the North Side Water Reclamation Plant, to Daniel A. Newman, d/b/a Power System Engineering, in an amount not to exceed \$37,100.00, Account 101-67000-623070, Requisition 1275729  
**Approved**

**Award Contract**

- 8      [09-1273](#)      Authority to award Contract 09-831-11, Furnish, Deliver, and Install Screw Pump Gearboxes at SEPA Stations No. 3 and 4, to Millwright Machine, Inc., in an amount not to exceed \$350,000.00, Account 101-68000-612650, Requisition 1258275  
**Approved**
- 9      [09-1288](#)      Authority to award Contract 09-675-11, Carpet and Upholstery Cleaning at Various Locations, Groups A and B, to DNA Cleaning, Inc., in an amount not to exceed \$59,600.00, Accounts 101-67000, 69000-612490, Requisitions 1270654, 1255651, and 1258896  
**Approved**
- 10     [09-1289](#)      Authority to award Contract 09-641-11, Furnishing and Delivering Liquid Carbon Dioxide, and Maintaining the Carbon Dioxide Storage Tank and Feed System at the Stickney Water Reclamation Plant, to Linde LLC, in an amount not to exceed \$600,000.00, Account 101-69000-623560, Requisition 1256317  
**Approved**

- 11      [09-1290](#)      Authority to award Contract 09-771-12 (Re-Bid), Underground Infrastructure Cleaning in the North Area, to Sheridan Plumbing & Sewer, Inc., in an amount not to exceed \$124,286.00, Account 101-67000-612600, Requisition 1259028

**Approved**

- 12      [09-1292](#)      Authority to award Contract 03-122-3S, Upper Des Plaines Intercepting Sewers 12 & 13B Rehabilitation, SSA, to Insituform Technologies USA, Inc., in an amount not to exceed \$1,028,795.00, Account 401-50000-645600, Requisition 1270006

**Attachments:**      [REVISED APPENDIX D REPORT.pdf](#)

**Deleted by the Executive Director**

- 13      [09-1309](#)      Authority to award Contract 09-009-11, Furnish and Deliver Cloths, Paper Towels, and Toilet Tissue to Various Locations, for a One (1) Year Period, Group A to Laport, Inc., in an amount not to exceed \$5,425.00, Groups B and C to Chemcraft Industries, Inc., in a total amount not to exceed \$92,870.00, Account 101-20000-623660

**Approved**

**Increase Purchase Order/Change Order**

- 14      [09-1268](#)      Authority to decrease Contract 08-616-11, Preventive Maintenance Services for Switchgear in Various Service Areas, to Magnetech Power Services, LLC, in an amount of \$36,258.00, from an amount of \$521,708.00, to an amount not to exceed \$485,450.00, Accounts 101-69000-612650/68000, 67000-612600, Purchase Orders 5000926, 5000927, 5000928

**Attachments:**      [08-616-11.pdf](#)

**Approved**

- 15      [09-1276](#)      Authority to increase purchase order and amend the agreement with Mr. Irwin Polls for Professional Consulting Services to review technical information relative to the Lower Des Plaines River Use Attainability Analysis, in an amount of \$20,250.00, from an amount of \$35,475.00 to an amount not to exceed \$55,725.00, Account 101-16000-601170, Purchase Order 3051097

**Approved**

- 16      [09-1277](#)      Authority to increase Contract 09-693-11, Use of a Sanitary Landfill Site, to Land and Lakes Company, in an amount of \$50,000.00, from an amount of \$118,000.00, to an amount not to exceed \$168,000.00, Account 101-66000-612520, Purchase Order 5000964

**Approved**

- 17      [09-1278](#)      Authority to decrease Contract 07-663-13, Group D, Landscape Maintenance at Various Locations in the North Side Water Reclamation Plant Area, to Bernhard and Son Landscaping Inc./BSL Group Incorporated, in an amount of \$87,484.84, from an amount not to exceed \$225,000.00, to an amount not to exceed \$137,515.16, Account 101-67000-612420, Purchase Order 5000781

**Attachments:**      [07-663-13.pdf](#)

**Approved**

- 18      [09-1293](#)      Authority to decrease purchase order to United Parcel Service, to Furnish and Deliver shipment of samples for the Environmental Monitoring and Research Division, in an amount of \$3,918.84, from an amount of \$12,500.00, to an amount not to exceed \$8,581.16, Account 101-16000-612040, Purchase Order 8004939

**Attachments:**      [United Parcel att..pdf](#)

**Approved**

- 19      [09-1296](#)      Authority to increase purchase order for Contract 07-100-11 for Preventive Maintenance and Repairs of Two Industrial Waste Division Pollution Control Boats, to Marine Services Corporation, in an amount of \$20,468.87, from an amount of \$322,937.00, to an amount not to exceed \$343,405.87, Accounts 101-16000-612790, 623990, Purchase Order 3047821

**Attachments:**      [Marine Services Corp. att..pdf](#)

**Approved**

- 20      [09-1297](#)      Authority to increase purchase order and enter into an agreement with Commonwealth Edison Company, for the replacement of the 750 kVA transformer at the Upper Des Plaines Pumping Station in an amount of \$7,786.71, from an amount of \$6,563.20, to an amount not to exceed \$14,349.91, Account 401-50000-612490, Purchase Order 3055750

**Approved**

- 21      [09-1298](#)      Authority to increase Contract 93-232-2M Hydraulic Improvements at the Calumet Water Reclamation Plant, to IHC Construction/FHP Tectonics, Joint Venture, in an amount of \$40,622.17, from an amount \$121,971,174.84, to an amount not to exceed \$122,011,797.01, Accounts 401-50000-645650 and 645750, Purchase Order 5000623

**Attachments:**      [C.O. 93-232-2M](#)

**Approved**

- 22      [09-1299](#)      Authority to increase Contract 07-220-3P Primary Settling Tanks and Grit Removal Facilities, Calumet Water Reclamation Plant to F.H. Paschen/S.N. Nielsen/IHC Construction Joint Venture, in an amount of \$104,332.26, from an amount of \$228,578,202.45, to an amount not to exceed \$228,682,534.71, Account 401-50000-645650, Purchase Order 5000954

Attachments:      [C.O. 07-220-3P](#)

**Approved**

- 23      [09-1302](#)      Authority to increase purchase order and amend the agreement with Weiss Architects, LTD for professional services for the Main Office Complex Updated Space Utilization Study, Contract 07-165-2C, in an amount of \$70,000.00, from an amount of \$260,000.00, to an amount not to exceed \$330,000.00, Account 201-50000-601410, Purchase Order 3049730

**Approved**

- 24      [09-1303](#)      Authority to decrease Contract 07-710-11, Services to Maintain and Repair Boilers and HVAC Equipment in the North Side Water Reclamation Plant Area, to Anchor Mechanical, Inc., in an amount of \$16,835.27, from an amount of \$50,000.00, to an amount not to exceed \$33,164.73, Account 101-67000-612680, Purchase Order 5000688

**Approved**

- 25      [09-1310](#)      Authority to decrease purchase order and amend the agreement with Purdue University, for professional services to assist in developing and implementing the Environmental Management System (EMS) for wastewater treatment at the Egan WRP, for an approximately two-year period, in an amount of \$16,712.00, from an amount of \$41,780.00, to an amount not to exceed \$25,068.00, Account 101-67000-601170, Purchase Order 3047511

Attachments:      [Purdue University 3047511.pdf](#)

**Approved**

- 26      [09-1312](#)      Authority to decrease Contract 09-666-11, Native Prairie Landscape Installation and Maintenance at Various Service Areas, to J. F. New & Associates, Inc., in an amount of \$160,560.00, from an amount of \$444,056.20, to an amount not to exceed \$283,496.20, Accounts 101-67000, 68000, 69000-612420, Purchase Orders 5001041, 5001042, 5001043, 5001044, 5001045 and 5001046

Attachments:      [09-666-11.pdf](#)

**Approved**

## **Budget & Employment Committee**

**Authorization**

- 27     [09-1287](#)     Authority to transfer 2009 departmental appropriations in the amount of \$414,500.00 in the Corporate Fund

**Attachments:**     [09.17.09 Board Transfer BF5.pdf](#)

**Approved**

**Engineering Committee****Report**

- 28     [09-1304](#)     Report on change orders authorized and approved by the Director of Engineering during the months of July and August 2009

**Attachments:**     [C.O. July/August](#)

**Published and Filed**

**Authorization**

- 29     [09-1313](#)     Authority to execute the seventh Amendment, to the McCook Reservoir Excavation Agreement, Contract 76-161-EH

*Frank Avila lifted his earlier deferral*

**Approved**

- 30     [09-1314](#)     Authority to accept and approve a temporary easement grant for the Sewer and Structure Rehabilitation, North Service Area, Stickney Service Area (Contract 05-018-3S, Right-of-Way File 12), consideration \$10.00

**Approved**

- 31     [09-1315](#)     Authority to make payment of \$14,400,000.00 to the Army Corps of Engineers for the Non-Federal Sponsor's share of the costs associated with the Chicagoland Underflow Plan McCook Reservoir, Project 73-161-2H, Account 401-50000-645630

**Approved**

- 32     [09-1316](#)     Authority to ratify and approve payment of \$600,000.00 to the Army Corps of Engineers for review of the District's design documents for the Thornton Composite Reservoir, Project 77-235-2F, Account 401-50000-645620

**Approved**

**Judiciary Committee**

**Authorization**

- 33     [09-1279](#)     Authority to settle the Workers' Compensation Claim of Ricardo Woods vs. MWRDGC, Case No. 04 WC 17437, Illinois Workers' Compensation Commission, in the sum of \$28,624.44, Account 901-30000-601090
- Approved**

**Maintenance & Operations Committee****Reports**

- 34     [09-1286](#)     Report on change orders authorized and approved by the Director of Maintenance and Operations during the month of August 2009
- Attachments:**     [Change orders for August 2009.pdf](#)
- Published and Filed**

**Pension, Human Resources & Civil Service Committee****Authorization**

- 35     [09-1280](#)     Increase Annual Maximum Benefit Limit for PPO Medical Plan
- Approved**

**Real Estate Development Committee****Authorization**

- 36     [09-1274](#)     Authority to amend lease issued to Mr. Brian Carrison, to farm District land located in Fulton County, Illinois, to add approximately 134.6 acres of pasture, at an additional annual rent of \$2,692.00
- Approved**

**State Legislation & Rules Committee****Authorization**

- 37     [09-1305](#)     Recommendations for the State of Illinois 2009 Legislative Program
- Approved**



**Approval of the Consent Agenda with the exception of Items: 12, 38, and 39**

A motion was made by Debra Shore, seconded by Gloria Alitto Majewski, to Approve the Consent Agenda. The motion carried by the following roll call vote:

**Aye:** 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

**Stormwater Management Committee****Authorization**

- 38     [09-1275](#)     Request for Policy Direction Regarding Approval of Staff's Recommendation to Not Dissolve Calumet Union Drainage District No. 1
- Deleted by the Executive Director

**Miscellaneous and New Business****Additional Agenda Items**

- 39     [09-1323](#)     RESOLUTION sponsored by the Board of Commissioners recognizing the month of September, 2009 as National Prostate Cancer Awareness Month
- A motion was made by Frank Avila, seconded by Gloria Alitto Majewski, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

**Meeting Summary****Speakers**

*Donna Barron, resident of the City of Markham, addressed the Board regarding the alleged failure of Cudd Commissioners to respond to complaints to maintain and repair the Cal-Union Drainage Ditch (Re: Stormwater Management Item 38)*

*Cheri Wolcott Hickman, resident of the City of Markham, addressed the Board regarding the MWRDGC assuming maintenance and responsibility of CUDD (Re: Stormwater Management Item 38)*

*TyWayne Wilson, Direct of Building & Housing for the City of Markham, asked for the Board's consideration and assistance in dissolving Calumet Union Drainage District No. 1 (Re: Stormwater Management Item 38)*

*George Blakemore, a concerned citizen, suggested Public Information educate the communities about the purpose and mission of the MWRDGC and televise Board Meetings*

**Summary of Requests**

*Cynthia Santos and Debra Shore requested a study session (Re: Stormwater Management Item 38)*

*Joseph P. Sobanski*

*Debra Shore asked that a report be prepared that indicates the methods that were used to perform the investigation, the results of the investigation, and the assets and liabilities of the Drainage District (Re: Stormwater Management Item 38)*

*Joseph P. Sobanski*

*Gloria Alitto Majewski asked that a report be prepared on the background of the C.U.D.D. (Re: Stormwater Management Item 38)*

*Frederick M. Feldman*

*Mariyana T. Spyropoulos asked the District to explore other avenues for dissolution (Re: Stormwater Management Item 38)*

*Jacqueline Torres*

*Cynthia Santos asked that the 121 residents that signed the "Petition for Action" receive the Study Session Notice, that the Notice is advertised in the Southtown Newspaper, and that the Study Session be held in the evening; in the City of Markham (Re: Stormwater Management Item 38)*

*Richard Lanyon*

*Debra Shore requested we survey facilities in order to accommodate the residents who want to attend (Re: Stormwater Management Item 38)*

*Richard Lanyon asked that we schedule the date after the next regular Board meeting; then he will have an indication as to when staff will have the answers to the proposed questions (Re: Stormwater Management Item 38)*

**Announcements**

*Debra Shore announced the Jewish New Year begins at sundown tomorrow and wished everyone a Happy New Year*

**Study Session**

*None*

**Board Letter Submission Dates**

**The next regular board meeting is scheduled for October 1, 2009, please prepare and submit Board items before the following absolute cutoff dates.**

**Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: September 21, 2009**

**Date Board letters are due to the Executive Director: 1:00 p.m., September 24, 2009**

## **Adjournment**

A motion was made by Patricia Horton, seconded by Barbara McGowan, that when the Board adjourns it adjourns to meet on Thursday, October 1, 2009, at 10:00 a.m. and that today's meeting be adjourned. The motion carried by the following roll call vote:

/s/ Jacqueline Torres  
Clerk

**Aye:** 9 - Frank Avila, Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

## **APPROVAL:**

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this September 17, 2009, are hereby approved.

## **APPROVED:**

/s/ Terrence J. O'Brien  
President Board of Commissioners of the  
Metropolitan Water Reclamation District of Greater Chicago

September 17, 2009